

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

In re Application of

KYLE, David J.

Serial Number 07/944,739
(Which Is A Continuation of
U.S. Serial No. 07/654,457)

Filed: September 14, 1992

For: MICROBIAL OIL MIXTURES AND USES THEREOF

Group Art Unit: 1205

Examiner: K. Jordan

Atty. Docket: 0311.46418

DECLARATION OF DAVID J. KYLEHon. Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

I, David J. Kyle, hereby declare:

1. I am the sole inventor of the subject application, U.S. Application Serial No. 07/944,739, filed September 14, 1992, and an officer of the assignee, Martek Corporation.
2. The material found in the specification of U.S. Application Serial No. 07/479,135, at page 4, lines 6-8 represents the material which is incorporated by reference in the subject application at page 5, line 4, and inserted into the disclosure of the subject application by the Amendment accompanying this Declaration.
3. The material found in the specification of U.S. Application Serial No. 07/479,135, from page 4, line 31, to page 12, line 5, represents the material which is incorporated by reference in the subject application at page 5, line 2-4, and inserted into the disclosure of the subject application at page 7 line 10, by the Amendment accompanying this Declaration.
4. The material found in the specification of U.S. Application Serial No. 07/645,454, from page 7, line 1, to page 7, line 8, and page 7, line 11 to page 12, line 5, represents the material which is incorporated by reference in the subject application on page 5, lines 2-4, and

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inserted into the disclosure of the subject application at page 7 line 21, by the Amendment accompanying this Declaration.

5. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: July 2, 1994

David J. Kyle
David J. Kyle
Vice President of Nutritional Products

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